

Alisa Lipski (SBN 278710)  
Amir H. Alavi (Admitted *Pro Hac Vice*)  
Benjamin F. Foster (Admitted *Pro Hac Vice*)  
Ahmad, Zavitsanos, Anaipakos, Alavi & Mensing P.C.  
1221 McKinney, Suite 3460  
Houston, Texas 77010  
Tel: 713-655-1101  
Fax: 713-655-0062  
Email: alipski@azalaw.com  
Email: aalavi@azalaw.com  
Email: bfoster@azalaw.com

David C. Bohrer (SBN 212397)  
Valorem Law Group  
60 South Market St., Ste. 1400  
San Jose, CA 95113  
Tel: 408-938-3882  
Fax: 408-915-2672  
Email: david.bohrer@valoremlaw.com

Attorneys for Defendants Versata Software, Inc.,  
f/k/a Trilogy Software, Inc., Trilogy Development Group, Inc.  
and Aurea Software, Inc. a/k/a Aurea, Inc.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

**XimpleWare Corp.**, California  
Corporation

Plaintiff,

v.

**Versata Software, Inc. f/k/a Trilogy  
Software, Inc.** a Delaware corporation;  
**Trilogy Development Group, Inc.** a  
California corporation; **Ameriprise  
Financial, Inc.**, a Delaware corporation;  
**Ameriprise Financial Services, Inc.** a  
Delaware corporation, and **Aurea  
Software, Inc. a/k/a Aurea, Inc.**, a  
Delaware corporation,

Defendants.

Case No. 3:13-cv-05160-SI

**STIPULATION AND ~~PROPOSED~~ ORDER  
TO CONTINUE CASE MANAGEMENT  
CONFERENCE**

**STIPULATION TO CONTINUE HEARING DATE**

This stipulation is entered into by Plaintiff XimpleWare, Corp. and Defendants Ameriprise Financial, Inc. and Ameriprise Financial Services, Inc., (“Ameriprise”), and Defendants Versata Software, Inc. f/k/a Trilogy Software, Inc., Trilogy Development Group, Inc., (“Versata”) and Aurea Software, Inc. a/k/a Aurea, Inc. (“Aurea”) through its undersigned attorneys, this Stipulation to Continue the Case Management Conference.

**RECITALS**

WHEREAS the Case Management Conference is currently set in U.S. District Court of the Northern District of California on November 12, 2014 at 3:00 P.M.

WHEREAS the parties are appearing before the Court on November 21, 2014, for a hearing on XimpleWare’s motion for preliminary injunction (Doc. No. 102).

WHEREAS the parties jointly request the Case Management Conference date to be reset until after that hearing is completed.

THEREFORE, counsel for the above mentioned parties stipulate to continue the date of the Case Management Conference, currently set for November 12, 2014 at 3:00 P.M., to December 12, 2014 at 3:00 P.M.

1 Dated: November 5, 2014

/s/ Alisa Lipski

Alisa Lipski (SBN 278710)

Amir H. Alavi (Admitted *Pro Hac Vice*)

Benjamin F. Foster (Admitted *Pro Hac Vice*)

Ahmad, Zavitsanos, Anaipakos, Alavi & Mensing P.C.

1221 McKinney, Suite 3460

Houston, Texas 77010

Tel: 713-655-1101

Fax: 713-655-0062

Email: alipski@azalaw.com

Email: aalavi@azalaw.com

Email: bfoster@azalaw.com

David C. Bohrer (SBN 212397)

Valorem Law Group

60 South Market St., Ste. 1400

San Jose, CA 95113

Tel: 408-938-3882

Fax: 408-915-2672

Email: [david.bohrer@valoremllaw.com](mailto:david.bohrer@valoremllaw.com)

**Attorneys for Defendants Versata Software, Inc.,  
f/k/a Trilogy Software, Inc., Trilogy Development  
Group, Inc., and Aurea Software, Inc. a/k/a Aurea, Inc.**

16 Dated: November 5, 2014

/s/ Christopher Sargent

Jack Russo

Christopher Sargent

Ansel Halliburton

Computer Law Group LLP

Email: jrusso@computerlaw.com

Email: csargent@computerlaw.com

Email: ahalliburton@computerlaw.com

401 Florence Street

Palo Alto, CA 94301

Tel: 650-327-9800

Fax: 650-618-1863

**Attorneys for Plaintiff XimpleWare Corp.**

1 Dated: November 5, 2014

/s/ Case Collard

Gregory S. Tamkin

Case Collard

DORSEY & WHITNEY, LLP

Email: tamkin.greg@dorsey.com

Email: collard.case@dorsey.com

1400 Wewatta Street, Suite 400

Denver, CO 80202-5549

Telephone: (303) 629-3400

Facsimile: (303) 629-3450

**Attorneys for Defendants Ameriprise Financial, Inc.  
and Ameriprise Financial Services, Inc.**

10 **IT IS ORDERED** that the forgoing Agreement is approved.

11 Dated: 11/10/14

  
UNITED STATES DISTRICT JUDGE

17 **CERTIFICATE OF SERVICE**

18 The undersigned hereby certifies that all counsel of record who are deemed to have  
19 consented to electronic service are being served with a copy of this document via the Court's ECF  
20 System.

21 Dated: November 5, 2014

/s/ Alisa Lipski

Alisa Lipski